

David J. Bradley, Clerk

No objections have been filed to the Memorandum and Recommendation. Accordingly, the Court reviews the Memorandum and Recommendation for plain error on the face of the record. 28 U.S.C. § 636(b)(1); *see also*, FED. R. CIV. P. 72(b)(3).

Based on the pleadings, the record, and the applicable law, the Court finds that there is no plain error apparent from the face of the record. Accordingly, it is hereby **ORDERED and ADJUDGED** that:

- (1) Judge Edison's Memorandum and Recommendation (Dkt. 13) is **APPROVED and ADOPTED** in its entirety as the holding of the Court;
- (2) Plaintiff's Motion for Summary Judgment (Dkt. 10) is **GRANTED**;
- (3) Defendant's Motion for Summary Judgment (Dkt. 11) is **DENIED**;
- (4) The decision of the Commissioner is **REVERSED**; and
- (5) The case is **REMANDED** for reconsideration in accordance with this opinion and applicable law.

It is so **ORDERED**.

SIGNED and ENTERED this 9th day of December, 2019.



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JEFFREY VINCENT BROWN  
UNITED STATES DISTRICT JUDGE